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SP  
12-10-03  
Atty. Dkt. No. 062834-0113

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: George H. HOFFMAN, et al.  
Title: SYSTEM, METHOD AND  
COMPUTER PROGRAM  
PRODUCT FOR BENCHMARKING  
IN A SUPPLY CHAIN  
MANAGEMENT FRAMEWORK  
Appl. No.: 09/834,600  
Filing Date: 04/13/2001  
Examiner: Unassigned  
Art Unit: 2122

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Technology Center 2100

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 CFR §1.56**

Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56. A copy of each listed document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

**TIMING OF THE DISCLOSURE**

The listed documents are being submitted in compliance with 37 CFR §1.97(b), before the mailing date of the first Office Action on the merits.

**RELEVANCE OF EACH DOCUMENT**

An English translation of the foreign-language document is not readily available. However, the absence of such translation does not relieve the PTO from its duty to consider the submitted foreign language document (37 CFR §1.98 and MPEP §608). An English Abstract is attached for document A22.

Applicants respectfully request that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date June 3, 2003

By



FOLEY & LARDNER  
Customer Number: 22428



22428

PATENT TRADEMARK OFFICE

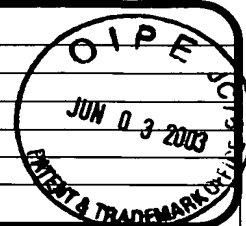
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Attorney for Applicant  
Registration No. 26,874

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Substitute for form 1449B/PTO <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  Date Submitted: June 3, 2003  <i>(use as many sheets as necessary)</i>				<b>Complete if Known</b> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Application Number</td> <td>09/834,600</td> </tr> <tr> <td>Filing Date</td> <td>04/13/2001</td> </tr> <tr> <td>First Named Inventor</td> <td>George H. HOFFMAN</td> </tr> <tr> <td>Group Art Unit</td> <td>2122</td> </tr> <tr> <td>Examiner Name</td> <td>Unassigned</td> </tr> <tr> <td>Attorney Docket Number</td> <td>062834-0113</td> </tr> </table>		Application Number	09/834,600	Filing Date	04/13/2001	First Named Inventor	George H. HOFFMAN	Group Art Unit	2122	Examiner Name	Unassigned	Attorney Docket Number	062834-0113
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Sheet	1	of	2														



U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code <sup>2</sup> (if known)			
	A1	4,713,761		Sharpe et al.	12-15-1987	<div style="font-size: 2em; font-weight: bold;">RECEIVED</div> <div style="font-size: 1.2em;">JUN 04 2003</div> <div style="font-size: 1.2em;">Technology Center 2100</div>
	A2	4,799,156		Shavit et al.	01-17-1989	
	A3	5,305,199		LoBiondo et al.	04-19-1994	
	A4	5,712,989		Johnson et al.	01-27-1998	
	A5	5,758,329		Wojcik et al.	05-26-1998	
	A6	5,884,300		Brockman	03-16-1999	
	A7	5,893,076		Hafner et al.	04-06-1999	
	A8	5,970,469		Scroggie et al.	10-19-1999	
	A9	5,970,475		Barnes et al.	10-19-1999	
	A10	6,064,981		Barni et al.	05-16-2000	
	A11	6,134,557		Freeman	10-17-2000	
	A12	6,138,106		Walker et al.	10-24-2000	
	A13	6,148,291		Radican	11-14-2000	
	A14	6,157,915		Bhaskaran	12-05-2000	
	A15	6,219,653	B1	O'Neill et al.	04-17-2001	
	A16	6,263,317	B1	Sharp et al.	07-17-2001	
	A17	6,324,522	B2	Peterson et al.	11-27-2001	
	A18	6,341,271	B1	Salvo et al.	01-22-2002	
	A19	6,393,408	B1	Mosher et al.	05-21-2002	
	A20	6,418,416	B1	Rosenberg et al.	07-09-2002	
	A21	2002/0019759	A1	Arunapuram et al.	02-14-2002	

FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Name of Patentee or Applicant of Cited Documents	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)			
	A22	JP	2002236730 A		SUGIOKA, MIKIO	08-23-2002	T <sup>6</sup>

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>6</sup>
	A23	Information on Deal Time International, 1998-2002	

Examiner Signature	Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

<sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

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		Examiner Name	Unassigned
Sheet 2 of 2	Attorney Docket Number	062834-0113	



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Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>6</sup>
	A24 *	Information on Circuit City Stores, Inc., 1996-2002	
	A25 *	"Deal Time.com Spiders Web for Bargains", Mary Hillebrand, 30 June, 1999, E-Commerce Times	

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